



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
P.O. Box 1450  
ALEXANDRIA, VA 22313-1450  
www.uspto.gov

NICK A NICHOLS, JR.  
P O BOX 16399  
SUGAR LAND, TX 77496-6399

**MAILED**

**FEB 25 2011**

**PCT LEGAL ADMINISTRATION**

In re Application of LEVERETTE et al  
U.S. Application No.: 10/599,608  
PCT Application No.: PCT/US2005/011429  
Int. Filing Date: 06 April 2005  
Priority Date Claimed: 06 April 2004  
Attorney Docket No.: SEAH/511US  
For: ULTRA-DEEPWATER FLOATING  
PLATFORM

:  
:  
:  
:  
:  
:  
:  
:  
:

**DECISION**

This is in response to applicant's "Petition for Revival of an International Application for Patent Designating the U.S. Abandoned Unintentionally Under 37 CFR 1.137(b)" filed 15 May 2008.

**BACKGROUND**

On 06 April 2005, applicant filed international application PCT/US2005/011429, which claimed priority of an earlier United States application filed 06 April 2004. The thirty-month period for paying the basic national fee in the United States expired on 06 October 2006.

On 03 October 2006, applicant filed purported national stage papers in the United States Designated/Elected Office (DO/EO/US). However, the submission was not accompanied by the basic national fee required by 35 U.S.C. 371(c)(1).

On 07 October 2006, international application PCT/US2005/011429 became abandoned as to the United States for failure to timely pay the basic national fee.

On 15 May 2008, applicant filed the present petition under 37 CFR 1.137(b).

**DISCUSSION**

Under 37 CFR 1.137(b), a petition requesting that an application be revived on the grounds of unintentional abandonment must be accompanied by: (1) the required reply unless previously filed, (2) the petition fee as set forth in 37 CFR 1.17(m), (3) a statement that the entire

delay in filing the required reply from the due date for the reply until the filing of a grantable petition was unintentional, and (4) a terminal disclaimer if the application was filed before 08 June 1995.

With regard to item (1), applicant has provided the required reply under 35 U.S.C. 371.

With regard to item (2), applicant has provided the required petition fee.

With regard to item (3), applicant has provided the required statement.

With regard to item (4), because the international application was filed after 08 June 1995, no terminal disclaimer is required.

### CONCLUSION

For the reasons above, the petition under 37 CFR 1.137(b) is GRANTED.

The application has an International Filing Date under 35 U.S.C. 363 of 06 April 2005, and a date under 35 U.S.C. 371(c)(1), (c)(2), and (c)(4) of 30 May 2008.

This application is being forwarded to the United States Designated/Elected Office (DO/EO/US) for further processing in accordance with this decision.

*Bryan Lin*

Bryan Lin  
PCT Legal Examiner  
PCT Legal Office

Telephone: 571-272-3303  
Facsimile: 571-273-0459